

Wisconsin Department of Commerce PECFA Program

BID NUMBER: 05-54130-9999-56

SECTION 1 - Scope of Work:

The Bureau of PECFA is seeking competitive bids to perform remedial action services on a petroleum release from a regulated petroleum product storage tank system. The site upon which bids are being solicited is:

PECFA number: 54130-9999-56
BRRTS number: 03-45-001754
Site Owner: Mr. Daryl Gerritts
Site Name: Freedom Car Sales
Site Address: W2048 Cty Hwy S, Kaukauna WI

Program contact: Dee Zoellner, Site Review Hydrogeologist
Program contact address: 920-424-0046
Program contact phone: 2129 Jackson Street
Program contact e-mail address: Dzoellner@commerce.state.wi.us

Bid End Date: Wednesday, October 20 th , 1999 by 15:00.
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SECTION 2 - Conditions of Bid:

In preparing the bid, the bidder must assume compliance with applicable provisions of Commerce 47 and NR 700.

The site investigation report for the site, upon which bids are being sought, is available for inspection at:

Dept of Commerce/ERS, 2129 Jackson Street, Oshkosh, WI

Inspection may be performed between the hours of 8:00 AM and 4:00 PM. Copies of the site investigation report can be purchased for the cost of reproduction and handling at the following address:

Kinko's, 1971 S. Koeller, Oshkosh, WI 54901
Phone: 920-426-5580
Fax: 920-426-5350

For the purpose of the competitive bid, **the contaminant mass is determined to be; Soil = 5515 lbs, Groundwater = 39 lbs, Free Product: Removed & stored on site = 0.042 lbs, still present = 26.47, Total = 26.51 lbs.**

The successful bidder will be determined based upon conformance to and competitiveness under the bid protocol. The first determination will be whether the bidder has complied with all provisions of the bid. From the bidders who comply with all provisions, the lowest total cost bid which complies with the bid specifications will be determined. If two or more bidders tie in the cost comparison, the lowest non-commodity (consultant) cost will be used as the tiebreaker.

A successful bid does not mean or guarantee that all costs from a resultant claim are eligible, reasonable, necessary or reimbursable under the PECFA program.

The name of the successful bidder, bid amount, proposed outcome and supporting documentation will be provided to the site claimant along with instructions that the owner must determine and inform the PECFA program contact in writing of their intent to either:

1. Utilize the lowest identified bidder.
2. Elect to utilize another service provider but agree to a cost cap not to exceed the lowest bid and to pay any costs over the bid amount themselves.

If a bidder fails to comply with a bid provision or they are not the lowest cost service provider with an appropriate approach, they will be determined to be “non-successful”. Non-successful bidders will not be individually informed of their failure to achieve compliance with the bid specifications or to be the lowest bidder. The successful bid, however, will be available for inspection at:

Dept of Commerce/ERS, 2129 Jackson Street, Oshkosh, WI

Appeals, by bidders, of decisions regarding complying bids or costs are not allowed, as they do not constitute claimant reimbursement decisions under the PECFA program.

All bid documents must be signed and sealed by a Professional Engineer, Professional Geologist, Hydrologist or Soil Scientist licensed by the State of Wisconsin Department of Regulation and Licensing.

Any proposed technology or methods used in the remediation must be allowed for use in the State of Wisconsin. If a technology or method requires approval by either the Department of Natural Resources or Commerce, that approval must be received before it is included in a bid.

The Department reserves the right to reject any and all bids that appear to be above what the PECFA program determines to be customary and reasonable cost(s) for remedial efforts using the same or similar scope of work or in the same or similar geologic setting. We also reserve the right to reject bids that it believes are not appropriate to a specific geologic setting.

All amendments to and interpretations of this solicitation shall be in writing from the PECFA program contact indicated in Section 1 of this solicitation. Neither the program nor the Department shall be legally bound by any amendments or interpretations that are not in writing.

Questions or requests for information must be submitted in writing and received by
Monday, September 27th by 4:00pm.

After this date, no further questions will be addressed. Questions may be directed to:

Contact: Dee Zoellner, Site Review Hydrogeologist
Address: Dept of Commerce, 2129 Jackson St., Oshkosh, WI 54901
Fax: 920-424-0217
E-mail: Dzoellner@commerce.state.wi.us

A written response will be provided on the Commerce PECFA Web Site (and mailed to all requesters of the bid package who are not able to access the web site, and who therefore request written correspondence from the program contact). Responses to the questions will be posted (and if requested, sent in writing) by end of day Wednesday, October 6th, 1999.

The only official contact person for the PECFA program during the bidding process is the contact identified in Section 1. **Bidders are not to contact other personnel located within the Department of Commerce concerning the site or the bid solicitation.**

SECTION 3 - Closure Specifications:

For the purposes of this bid, there are no closure specifications for this site at this time.

The basis for specifying the progress of the specified site remediation shall be contaminant mass reduction and be based upon the mass reduction at the following points on the site:

**MW-2, MW-3, PZ-7, PZ-8,
St. Nicholas School, Beaver Hut Tavern, and Leap Inn Bar**

The successful bidder may be required to provide input to, and attend a meeting with, the PECFA and DNR program managers as well as the claimant to explain the bid and the remedial approach.

SECTION 4 - Site Specific Bid Specification Requirements

The bid must comply with the following site specific requirements:

1. An area of soil contamination (encompassing the following points: B1/MW1, GP1, B7/PZ7, B3/MW3, B2/MW2, GP4 and GP6) needs to be addressed. Also, the proposed remediation must address the sampling, removal and disposal of 500 tons of soil which was previously excavated and stockpiled on the site during the tank removal – no soil analysis has been conducted on this soil.
2. A soil boring is required by the Department of Natural Resources, which is to be located between the previous 12,000-gallon tanks and Cty Hwy E, approximately 20 feet northeast of

GP-6. This well is required to be sampled for GRO, PVOC's and lead. Soil samples must be collected and analyzed to the depth of bedrock.

3. A piezometer must be installed southeast of St. Nicholas school, and screened in the bedrock strata from approximately 35 to 40 feet below ground surface to determine the extent of the groundwater contaminant plume.
4. Two (2) rounds of quarterly sampling must be conducted, and the wells analyzed for PVOC's, MTBE and any constituents previously detected (i.e.: 1,2-DCA, lead, naphthalene). The sampling network must consist of all the site wells/piezometers in addition to the above stated public drinking water wells. Sampling should be scheduled jointly with the sampling of MW5, MW6 and MW7 by OMNNI, for the adjacent site.

SECTION 5 - Instructions to Bidders

In compliance with this invitation to bid and subject to all conditions thereof, the signatory offers and agrees, if their bid is determined to be the winning bid, within 60 days from date of opening, to furnish any or all items/services quoted at the prices set forth.

By submission of a bid, bidder agrees that during the period following issuance of this solicitation and prior to notification of successful bidder, bidders shall not discuss the bid or bid process except with the contact person designated in this solicitation. Bidders shall not discuss or attempt to negotiate with the claimant, other potential bidders or program staff any aspects of the bid without prior approval of the program contact specified. **Infractions will result in rejection of the violator's bid and may also result in disqualification of the individual to provide bids and a formal complaint being lodged with the Department of Regulation and Licensing.**

The bid submitted shall be designed to outline in brief and general terms, an approach to achieve the mass reduction goal and investigation requirements as stated in the bid specification document.

The bid document must conform to the following:

1. The contaminant mass reduction to be achieved must be stated as described in Section 3.
2. If the funding available under PECFA is not believed to be adequate to remediate the occurrence, and a mass reduction proposal is being submitted, that must be shown on the bid form.
3. A brief description of the proposed treatment method(s) or technology(ies).
4. The total cost (in dollars) to accomplish the stated goal, including all costs, fees, reporting, for establishing restrictions or institutional controls but excluding interest and costs that were incurred as part of the original investigation.
5. The amount of cost (in dollars) specified in #4 that are consulting (also known as non-commodity costs).

6. Three (3) copies of the bid documents (including the original) signed and sealed by a professional engineer, professional geologist, hydrologist or soil scientist licensed by the state of Wisconsin. If a seal is not affixed, be sure to provide the appropriate registration number of the professional license.
7. Bids can not be "faxed" directly to the program. Documents received by fax will not be accepted or considered.
8. Bids, amendments thereto or withdrawal requests must be received by the time advertised for bid opening. It is the bidder's sole responsibility to insure that these documents are received by the contact at the time indicated in this solicitation document.
9. All specifications or descriptive papers provided with the bid submission must include the bidder's telephone number and bid number thereon.
10. The bid number must be included on the envelope in which the bid is submitted. The Department assumes no responsibility for unmarked or improperly marked envelopes.
11. Bidders must clearly mark as "CONFIDENTIAL" each part of their bid which they consider to be proprietary information that could be **exempt from disclosure**. If any part is designated as confidential, there must be attached to that part an explanation of how the information is proprietary. The Department reserves the right to determine whether this information should be exempt from disclosure and no legal action may be brought against the State, Department or its agents for its determination in this regard.
12. **Correction of errors on the bid form:** All prices and notations shall be printed in ink, typewritten or computer printed. Errors shall be crossed out, corrections entered and initialed by the person signing the bid. Erasures or use of correction fluid will be cause for rejection. No bid shall be altered or amended after the time specified for the bid opening.
13. **Ambiguous bids, which are uncertain as to cost, time or compliance with this solicitation,** will be rejected or otherwise disregarded.
14. The Department reserves the right to reject any and all bids, and/or to cancel this solicitation at any time.
15. **Bidder's Responsibility:** Each bidder shall fully acquaint itself with conditions relating to the scope and restrictions attending the execution of the work under the conditions of this solicitation. The failure or omission of a bidder to acquaint themselves with existing documented conditions shall in no way relieve any obligation with respect to this bid.
16. **Amendments:** All amendments to and interpretations of this solicitation shall be in writing from the program contact. Neither the Department nor the program shall be legally bound by any amendment or interpretation that is not in writing.
17. **Competition:** This solicitation is intended to promote competition. If the language, specifications, terms and conditions, or any combination thereof restricts or limits the requirements in this solicitation to a single source, it shall be the responsibility of the interested bidders to notify the program in writing so as to be received five days prior to the opening date. The solicitation may or may not be changed but a review of such notification will be made prior to award.

BID RESPONSE**Department of Commerce PECFA Program****BID NUMBER: 05-54130-9999-56**

Submit Bid To: **Dee Zoellner, Site Review Hydrogeologist**
Department of Commerce PECFA Program
2129 Jackson Street, Oshkosh, WI 54901

Bidder Company: _____

Bidder Address: _____

Telephone Number () - _____

Fax Number () - _____

E-Mail Address _____

Bidder: (check one that applies):

_____	Professional Engineer	_____	License #
_____	Professional Geologist	_____	License #
_____	Hydrologist	_____	License #
_____	Soil Scientist	_____	License #

Signature & Seal _____

Seal

I certify that I have the authority to commit my organization or firm to the performance of the bid I have submitted.

Print Name: _____

Title: _____

Total Cost Bid \$ _____

Total Consulting Cost (subpart of total bid) \$ _____

Personal information you provide may be used for secondary purposes [Privacy Law, s. 15.04(1)(m)].

BID RESPONSE

Department of Commerce PECFA Program

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Brief description of proposed activity(ies). Attach additional pages if necessary. You must include your telephone number on all added pages.

For Department Use Only

? Eval. Pass

Eval. Fail: ? Technol. ? Reduction ? Non-compliant

Reviewer Initials:

COMM: _____

WDNR: _____